

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

CORY DIETEMAN, ) 8:12CV291  
 )  
 Plaintiff, )  
 )  
 v. ) **MEMORANDUM**  
 ) **AND ORDER**  
 DOUGLAS CO. CORRECTIONS, )  
 )  
 Defendant. )

This matter is before the court on its own motion. On September 14, 2012, the court entered a Memorandum and Order provisionally filing this matter, but requiring Plaintiff to either file a motion for leave to proceed in forma pauperis or pay the \$350.00 filing fee no later than October 14, 2012. (Filing No. [6](#).) The court warned Plaintiff that failure to comply with its Memorandum and Order would result in dismissal of this matter without further notice. (*Id.*) Plaintiff has not paid the \$350.00 filing fee or submitted a motion for leave to proceed in forma pauperis.

IT IS THEREFORE ORDERED that: This matter is dismissed without prejudice for failure to pay the court's filing fee and for failure to comply with a court order. A separate judgment will be entered in accordance with this Memorandum and Order.

DATED this 24<sup>th</sup> day of October, 2012.

BY THE COURT:

*Richard G. Kopf*  
Senior United States District Judge

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